

Juvenile Intake and Assessment System Standards Kansas Department of Corrections- Division of Juvenile Services State of Kansas	CHAPTER: OPERATIONS	STANDARD NO. JIAS-04-109
	SUBJECT: RELEASE FROM INTAKE AND ASSESSMENT	PAGE: 1 of 2
REFERENCES: K.S.A. 38-2346, K.S.A. 75-7023(e),		DATE ADOPTED: 1-1-2015 DATE REVIEWED: 10-10-2014

STANDARD: Written policy, procedure and practice shall define the process for determining to whom the youth shall be released. This determination shall be reviewed and approved by the Intake and Assessment Director or designee for each youth.

The Intake and Assessment Program may recommend a release to a parent/guardian or other appropriate adult if it is believed to be in the best interests of the youth and it would not be harmful to the youth to do so.

Examples of when it is NOT recommended the youth be released to a parent/guardian or other appropriate adult include but are not limited to:

- When the parent/guardian or other appropriate adult is an alleged perpetrator of physical or sexual abuse of the youth
- When the alleged perpetrator lives with and/or the parent(s)/guardian(s) cannot adequately protect the youth
- When the parent/guardian or other appropriate adult appears to be impaired by being under the influence of drugs or alcohol unless cleared by law enforcement
- When parental rights have been terminated
- When the worker perceives there to be a danger to the youth, parent/guardian or other household members

The Intake and Assessment Program may define the conditions of release, and at a minimum shall address:

- The conditions that may be imposed and circumstances in which they are imposed on a youth and/or parent/guardian
- That these conditions be provided in writing to the youth and parent/guardian
- The youth and parent/guardian are afforded an opportunity to review, discuss and provide input on the conditions imposed

The Intake and Assessment Program shall define the process for determining when a shelter facility, licensed attendant care center or foster care placement is appropriate. Transportation by intake and assessment to a shelter facility, attendant care facility or foster care placement is allowable.

NOTE: The standards and procedures set forth herein are intended to establish operational guidelines for the intake and assessment program operating through the board of county commissioners and their employees/contractors and youth participating in the intake and assessment process. They are not intended to establish state created liberty interests for the intake and assessment program or the board of county commissioners, or their employees/contractors, or youth, or an independent duty owed by the Kansas Department of Corrections- Division of Juvenile Services to intake and assessment programs operating through the board of county commissioners or their employees/contractors, supervised juveniles or third parties. This standard and procedure is not intended to establish or create new constitutional rights or to enlarge or expand upon existing constitutional rights or duties.

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STANDARD (cont.):

Transportation beyond the scope of this standards or the operation of an immediate intervention program pursuant to K.S.A. 38-2346 may be addressed through a memorandum of understanding in accordance with JIAS-01-103.

The Intake and Assessment Program shall refer every alleged Child In Need of Care (CINC) to the Division for Children and Families (DCF) that goes through the intake and assessment program.

DISCUSSION: None.

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